

PACKARD HEIRS RECEIVE NOTICE

Citation in Will Contest Served
After Probate Proceedings Today.

NIECE CLAIMS HER SHARE.

Mrs. Marion F. Marsh of California
Says Uncle Influence Was Used
By E. W. Packard, a Nephew.

After securing the distribution of \$50,000 of the estate of John Q. Packard, to be divided equally between Mrs. Mary Louise Sugar of New York and Edward Winslow Packard of Salt Lake, upon the filing of a bond for the entire amount, in Judge Lewis' court this morning, Edward Winslow Packard, a nephew of the deceased, was served with a citation and petition for the revocation of the will. The contest is made by Mrs. Marion F. Marsh of Marysville, Yuba county, California, and Packard is cited to appear there at 10 o'clock on July 7, 1909. He is the only heir to the estate who is living in Utah. The other heirs to the estate will also be served with a similar order.

When Packard took the witness stand this morning to secure a partial distribution of the estate, he said that the property left by John Q. Packard was valued at \$1,000,000. Although he and Mrs. Shear, whom he represented also, had asked for a distribution of \$500,000, he was willing to reduce it to \$500,000 in view of the fact that he had heard that the will was to be contested.

CLAIMS EQUAL SHARE.

On examination he showed that he and Mrs. Shear were heirs at law, and if the will was set aside that he and Mrs. Shear would receive nearly \$1,000,000 each. Judge Lewis agreed to allow each of the heirs \$250,000 upon the filing of a bond for the full amount. Under the provisions of the will the legacies are not to be distributed until a year after the death of Packard, who died at Santa Cruz, Oct. 1, 1908.

Mrs. Marion F. Marsh, who brings the contest, was given a legacy of \$10,000 under the will. She declares that John Q. Packard was influenced by Edward Winslow Packard in dividing his estate, and that she bears the same relationship to the deceased as Packard and should have an equal amount.

PLANNING NEW BANK.

A very spirited meeting of the business men of Bingham Junction was held last evening in Goff's hall, for the purpose of considering starting a new bank. It was unanimously decided to do so at once, and in order to distribute the stock and thus make it the people's bank, it was decided to restrict the stock allotment to 10 shares to any one person. It is the intention to make the capital stock \$20,000, and it is said that nearly three-fourths of the required amount was assured at last night's meeting. A committee of three, consisting of J. W. W. Fitzgerald, R. L. Barth and John A. Aylett, was appointed to draft the articles of incorporation, while William Aylett, Bert Olsen, William Diamond, C. I. Goff and W. C. Bergson were appointed a committee to visit those who could not be at the meeting and secure their identification with the movement.

PUT SPUR TO CONTRACTORS.

Davis & Houser Are Urged to Hasten
Aqueduct in North Temple Street.

Davis & Houser, contractors, were arranged before the board of public works last night and urged to rush the work on the North Temple street aqueduct. The board will visit the location at 10 o'clock Monday morning to inspect the work.

The contractors asked permission to lay the concrete pipe in the pieces. They say that it will greatly facilitate the work if they can lay an upper and lower section. The board decided to visit the work before this request was granted.

The contract is to be completed by June 1, but at the rate the work is being done now, it is estimated, that it will take several months longer to do it.

P. J. Moran was awarded the contract to repair the streets in the ungaranteed district for 1909. The contract price was \$10,500, the same as last year.

The clerk was authorized to solicit bids for the construction of water mains for the year. The contract usually amounts to about \$200,000 a year. Bids will also be received on a contract to connect the first street sewer with the intercepting sewer.

WILL INVITE BEEKEEPERS.

President E. S. Lovejoy of the Utah Beekeepers Association is issuing a call to all members of the organization and those interested in bees and honey to meet at the council chamber in the city and county building at 10 a. m., Monday, April 5, on the occasion of the semi-annual meeting.

On this occasion steps will be taken to invite the National Beekeepers Association to visit Salt Lake during the week in August when the national movement of the Grand Army of the Republic will be in session here.

Made to eat
Not to keep

Sweet's
Society Chocolates
The bottom layer brings forth
as many delicious morsels and
surprises as the top layer.

How Are Your Kidneys?

Liver Wort Kidney Remedy is the best obtainable—
gives prompt relief in most
disorders of the kidneys
and bladder.

Only \$1 a bottle



The Pure Drug
Dispensary
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Street

SALOON IS BLAMED FOR DOUBLE TRAGEDY

C. J. Wadak, a Rock Springs Bar-
tender, Kills Woman and
Then Himself.

(Special to the "News.")
Rock Springs, Wyo., March 27.—Con J. Wadak shot and seriously wounded Belle Cook, a woman of the underworld, with a .38 calibre revolver at 4 o'clock this morning and then turned the weapon upon himself, firing twice in the heart, dying almost instantly. The tragedy occurred in what is known as the White House. The woman was taken to the Wyoming General hospital, but lived only a few hours. The body of Wadak was removed to the McNulty undertaking parlors, where a post mortem will be held.

Wadak has lived here six years and first incurred at his trade as telegraph operator for the Union Pacific. Later he was employed as clerk for Cosgriff & Coghlan. After their retirement he took to the saloon business, which has been the cause of his downfall. He was employed by Rasmussen Bros., proprietors of the "Oxford" saloon.

He was about 28 years of age. Jealousy was the immediate cause of the deed.

MISS LE SOURD LEAVES.

Miss Mary Le Sourd, "The Little Minister of the Trains," and Travelers' Aid secretary of the Y. M. C. A., will resign April 15, and return to her home in Tacoma. Miss Le Sourd will be much missed, for she has been faithful in attendance at the local passenger depots for the last 18 months, extending a welcoming hand to women who might be so situated as to appreciate such attention. Her successor will be Miss Margaret J. Clark of Los Angeles, who is experienced in this kind of work. The rest rooms on Third West street will be kept open until the completion of the new short line passenger station, where better accommodations may be secured.

DOG AND COW IN COMBAT.

Savage Attack Made On Family Bo-
vine at Beer Home.

A large and vicious bulldog was executed last evening at the rear of the city jail, Jailer Earl Ripley playing the role of lord high executioner. The bulldog in some manner managed to get into the barn of Dr. W. F. Beer and caused in mortal combat with a family cow. Dr. Beer telephoned to the police and Sergeant Beckstead and Patrolman Betz hurried in the patrol wagon to the scene of strife.

The cow was losing the fight and when the owners arrived, the dog had been put to both horns and one ear had been frightfully torn by the dog. After some difficulty Sergeant Beckstead cut the dog's throat with a knife and it was quickly taken to the rear of the city jail where Ripley ended its career with a bullet.

MRS. MAYNARD'S LECTURES.

Socialistic Themes to be Presented by
"Brainiest Woman in Colorado."

A series of lectures socialistic in character are to be given in Library hall, by Mrs. Milla Tupper Maynard, who formerly resided in this city. The first will be Sunday March 28, when "Socialism, the Hope of Religion," will be discussed. Other dates and subjects are as follows:

Tuesday, March 30, "What It Is and How It Could Be Introduced."

Wednesday, March 31, "How Capitalism Has Prepared for Socialism."

Thursday, April 1, "Profits, Capital and Politics."

Friday, April 2, (at Untarling hall) "Woman's Part in Social Progress."

Mrs. Maynard is the national lecturer of the Socialist party. Helen Belford, secretary of the Woman's clubs in Denver, says of her: "Mrs. Maynard is easily the brainiest woman in Colorado, and her gifts of expression equals her power of thought."

Opening Ball, Saltair, April 2.

SONS CHARGE INCOMPETENCE.

Frederick Heath, the aged proprietor of the Salt palace, is declared to be mentally unbalanced by Francis G. Heath and Henry A. Heath, his two sons, who ask city council to refuse him a blanket license for the Salt palace, which he applied for several days ago. It is claimed that undue influence has been brought to bear upon him by several men to secure concessions at the grounds for which he receives reasonable compensation. The petition further stated that the final hearing to have been declared incompetent and a guardian appointed will be called in the Third district court on April 7.

A Utah Gentleman

Returning from Europe, stopping at Chicago on the way home, was pleasantly surprised to see great stacks of Starup's Chocolates, Magnolias, etc., on the counters of the Pale, Hillman's drug stores.

STARTUP CANDY CO.

Provo "The Candy City."

STOCK CHANGE HARRIMAN'S PLANS

Magnate Leaves Paso Robles
Before Daylight on Return
Trip to New York.

ACCOMPANIED BY LOUIS HILL.

Farmer Will be in Control of Financial
Situation, the Coming Year,
Says Railroad King.

San Francisco, March 26.—Cancelling his arrangements for a more extended stay in California, Edward H. Harriman left Paso Robles before daylight this morning, establishing temporary headquarters in his special train at Burlingame, 20 miles away, and same to San Francisco with the unexpected announcement that he would depart for New York tomorrow evening or Sunday. His sudden change of plan was attributed to a desire to spend a few days with his sons before they returned to school, and he conveyed the impression that he was anxious to resume the duties laid down two months ago.

Harriman's brief sojourn at Paso Robles was in itself a contradiction of his reported illness. He brushed his solicited inquiries relating to his health aside and hurried away to join his party after a brief expression of his views upon general matters and a kindly but unqualified refusal to discuss any subject connected with the inner workings of the railroad world.

LOUIS HILL ALONG.

Since yesterday Mr. Harriman has been almost constantly in the company of Louis Hill, president of the Great Northern, whose private car was attached to the Harriman special this morning, and who is a contraction of the Harriman party to this city later in the day. Mr. Hill was communicative when asked why he had curtailed his visit to Paso Robles, explaining that he had come north in order to discuss matters of general interest with Mr. Harriman. The two railway presidents probably will remain in this close companionship until Mr. Harriman's departure for the east.

"I am just drifting along as I have been doing for the last two months, and I have allowed nothing to engage my attention except the loose ends I have picked up here and there," said Mr. Harriman, "and I really cannot recall a single one of these minor matters that would be of even local interest."

"I did not know as much of pending affairs as I am given credit for, and I do not know of the reported connections with the New York Central offices—not nearly as much as has been published."

"I am feeling quite well," he said in reply to the first question. "I did not go to Paso Robles because I needed the treatment, but because I wanted to look the place over in the event that would be necessary in the future."

"My stay here will be brief that I can hardly be termed a visit. I think I am entitled to a few days more of recreation, and have decided to spend them with my boys at business."

"What is your opinion of the industrial outlook in this country?" he was asked. "What will be the condition of the farmer and the small business man next fall?"

FARMER IN CONTROL.

"The farmer will be in control of the situation," said Mr. Harriman. "He has been given credit for, and he will be richer. He will furnish a great deal of capital for all legitimate uses, and our prosperity depends upon the purposes for which this money is used. If it goes into legitimate development and the ordinary channels of business, this country will be better off. But if it is tied up in new schemes, in the building of new railroads and other enterprises where it will not be readily accessible, it is going to be hard for those people who need money at the regular and well-known intervals."

"It cannot be denied that many men have been put to work, many flagging industries have been revived, and the outlook is hopeful. But what I have said previously of idle men and idle money is true at all times, and never more so than now. Capital must be invested so that it will not be idle. It must not be put into places where it cannot be readily withdrawn for the requirements of legitimate business."

RATE FIGHT IN NEVADA.

Railroad Commission of Sagebrush
State in Court Against Railroads.

Rebo, Nev., March 26.—With the arrival of Special Examiner Lyon of the Interstate commerce commission here Monday the case of the Nevada railroad commission against the Southern Pacific and the Nevada, California & Oregon railroads will begin. The railroad commission is petitioning for an intermediate terminal rate for Reno, and much interest is manifested in the outcome.

Atty-Gen. Stoddard and Horace F. Bartine, one of the railroad commissioners, will conduct the case for the Nevada commission. Atty F. C. Dillard, counsel for the railroad, says that the interstate commerce matters will be assisted by Peter F. Dunn, general counsel for the Southern Pacific, and several other attorneys. General Freight Agent G. W. Lyon and other railroad officials will be here to offer evidence in behalf of the railroads.

Frank McCune, the expert who prepared data for the Spokane case, in which a favorable decision was rendered, has prepared the complaint for the commission. It is now in the hands of the attorney general. The complaint names every commodity hauled over the Southern Pacific and Nevada-California lines in and out of Reno, on which the commission claims there is at present any discriminatory and unjust rate and shows how such rate should be relieved. It prays for a terminal rate for this city which would do away with the truck haul from San Francisco. The complaint contains 15 printed pages.

WILL BUILD TO SALMON.

E. H. Harriman Breaks Through Eastern
Wall of Idaho Mountains.

A Spokane dispatch states that E. H. Harriman has broken through the Idaho's eastern wall of mountains in the Salmon river country.

It is definitely announced that the O. R. & N. is to build from Ararat, Mont., a point near Moulton, on the branch line from Poncha to Butte, to Salmon, Idaho. It is suggested that in the first half of the cutoff to be built to Lewiston, Moscow and Spokane. A branch will also be built from Junction to Gilmore. The line is to be about 120 miles long.

The contract has been let to MacArthur Brothers' company of New York City. It will mean the excavation of approximately 2,500,000 cubic yards, exclusive of what tunnels, of about 725 feet, T. H. Bacon is the chief engineer of the line, which is known as the Gilmore and Pittsburgh railroads.

From Salmon City an easy grade could be secured down to Lewiston.

BEST TREATMENT FOR CATARRH

S. S. S. is the best treatment for Catarrh because it is a perfect blood purifier. It is the only medicine that is able to get down into the circulation and entirely remove the catarrhal matter and impurities which produce the trouble. As long as the mucous membranes and tissues are kept inflamed and irritated by this impure and infected circulation, the blood Catarrh will remain. Its disagreeable and dangerous symptoms, of ringing noises in the ears, mucus dropping back into the throat, headaches, watery eyes, difficult breathing, and even stomach disorders and weakened health, cannot be permanently relieved until the blood is purified. Nothing equals S. S. S. for this purpose. It goes down to the very root of the trouble, and removes every particle of the catarrhal matter from the blood and enriches this vital fluid so that all the mucous surfaces are supplied with nutritive, healthful qualities, instead of being constantly irritated and inflamed by impurities in the circulation. Then the symptoms begin to pass away and when S. S. S. has entirely purified the blood, Catarrh is permanently cured and the general health greatly built up. Book on Catarrh and any medical advice desired sent free to all who write.

THE SWIFT SPECIFIC CO., ATLANTA, GA.

along the Salmon and Snake rivers. It is hardly likely, therefore, that the purpose of this expedition, construction work through the mountains to Salmon Lake for the traffic of the territory surrounding Salmon City.

This line, if extended through Lewiston, will be the first road across Central Idaho and will tap and develop a rich and virgin country. It is said that this is the best pass across the state.

MAY FOLLOW HILL.

Harriman Figuring on Resigning
Some Railroad Presidencies.

New York, March 27.—Wall street and men prominent in railroad circles are inclined to accept as a fact the report from the Pacific coast that Mr. Harriman will form a special consulting card with a view to relieving himself of some of his vast duties. It is generally accepted also that he will soon resign the presidency of the Union and Southern Pacific railroads. This, however, does not mean that Mr. Harriman would take any less active part in the activity of the system. James J. Hill resigned the presidency of the Great Northern, but continued to dominate the road more than ever. Mr. Harriman, it is said, would be as actively identified as ever with the control of those properties, but would concern himself only with questions of policy, to the exclusion of matters of detail.

SPIKE AND RAIL.

Utah's Dates—In an official program received in this city by the passenger department of the Oregon Short Line, the Utah dates for the Seattle-Toukoun-Pacific exposition at Seattle are given as follows: Utah day, Sept. 16; Salt Lake City day, Sept. 17; Ogden day, Sept. 18; Provo day, Sept. 19; Logan day, Sept. 21. On the second day, Idaho state day is designated as Sept. 15.

FREE TO ALL.

It is a disease, not a habit, when anyone is unable to control their water during the night or day. My harmless remedy will cure it. 25c box. C. H. Rowan, Dept. 299, London, Canada.

Opening Ball, Saltair, April 2.

PARENTS' CLASS PROGRAM.

Vaccination is the topic for discussion in the Parents' classes of the Ensign stake tomorrow morning, and the following Salt Lake physicians will speak at the various schools:

Eleventh ward, Dr. Middleton.

Twelfth ward, Dr. Hard.

Twenty-first ward, Dr. Hanson.

Twenty-second ward, Dr. Allen.

At the Twentieth ward State Supt. A. C. Nelson will deliver an educational address, while Dean Lucy Van Holt speaks at the Eighteenth ward on the science of cooking.

The public is invited to attend these classes and take part in the discussions. The time of meeting is 10 o'clock.

TWELFTH WARD PROGRAM.

The following program will be given in the Twelfth ward tomorrow evening at 8:30 under the auspices of the ward choir: "Hark! Listen to the Trumpeters" (Stephens), choir; "The Simple Life" (Stephens), choir; vocal solo, Maude Ritter; organ selection, Edith Connely; "Development of our Church Music" (Tracy Y. Cannon); Selection: "O Zion which shall be built" (McLellan); Edith Grant and choir; vocal solo, F. B. Platt, Jr.; duet, Chase W. Hardy and Elma Young; violin solo, George Young; organ solo, Florence Grant; song, H. K. Aldous; "O, Ye Mountains High," Edith Grant and congregation; H. K. Aldous, conductor; Edith Connely, organist.

COURT NEWS

CONTROVERSY OVER FLUME.

United States Marshal L. H. Smyth Returns from Serving Subpoena.

United States Marshal L. H. Smyth returned yesterday from a visit to Provo canyon, where he went to serve a subpoena in equity and a temporary restraining order on Lyman L. Dollan, owner of a resort below the Telluride house, for the "Harriman" system. He was asked for by the Power company as the result of a controversy over the flume, which crosses the defendant's property, and which he had, it is alleged, threatened to destroy. The case will come up before Judge Marshall on Monday, when the company expects to have the restraining order made permanent.

The complaint sets forth that the company owns water right in Provo canyon, including a dam, from which the water is conveyed by a flume over 1,000 feet long, to the Olmstead station. In February, 1907, it is alleged, the defendant, for valuable consideration, granted the company a permanent right of way for the flume across his land. The maintenance of the flume has necessitated the use of the company going daily upon the defendant's land, which is included in the right of way. On March 18, of the present year, it is alleged, the defendant threatened to kill the employees who walked over the right of way, at the same time threatening to destroy the flume if it were not removed at the end of 10 days, which, it is said, would cause the company a loss of not less than \$25,000.

The complaint was made and filed by General Superintendent Albert L. Woodhouse.

MARSHALL IN HASKELL CASE.

Judge John A. Marshall of the United States court for Tulsa, Okla., April 1. He will there preside at the April term of court in that state. Judge Ralph E. Campbell of that district, has been disqualified from trying some of the cases, and Judge Marshall will take his place. Among the cases which will come up before him will be that of former Gov. Charles H. Haskell.

Only One "BROMO QUININE," that is
Laxative Bromo Quinine
Cures a Cold in One Day, Grip in 2 Days

on every
box, 25c

cards yesterday at her apartment in the Cummings flats, the entertainment being bridge and two tables played. The decorations were in pink carnations.

The Syph Dancing club will meet next Thursday night at Christensen's.

Mrs. James Barwell was hostess at a "500" party on Thursday night, the rooms being decorated entirely in green with a profusion of ferns and smilax, and four tables played. Prizes were won by Mrs. Raley and Mr. H. W. Sherwood.

There will be a meeting of the Woman's Citizens' committee of the U. S. A. R. encampment this afternoon at 4 o'clock at the Commercial club.

FOURTH MAN CONFESSES.

United States Dist. Atty. H. E. Booth has received word from Portland, Or., to the effect that Virgil Claude Wells, who was the fourth prisoner to confess to the robbery of the East Portland bank, Dec. 7, has made affidavit to the authorities of Multnomah county that he sent \$2,400 in a newspaper to Charles Price at Ogden. It is also stated that one of the employees of the Ogden postoffice has recognized a photo of Wells as that of the man who called for the package addressed to Charles Price after it had been given to the present holder of the money. It is expected that the bank officials will now take action to recover the money, in which case Wells will probably have to come to Salt Lake City to testify of the statement he now makes in Portland.

NEW LAW FIRM.

A new law partnership has been formed, which will do business under the name and style of Kulgha and Johnson. The members of the firm are Col. M. M. Kulgha and Nephew Johnson. The new partnership, being one of acquaintances in this city and state, Col. Kulgha has practiced law in Utah for 33 years, and is at present receiver of the United States land office. Mr. Johnson is a young man, being admitted to practice in 1906. He afterwards took a law course in the University of Chattanooga, from which institution he graduated last year. He was a member of the seventh session of the Utah legislature, being one of the 10 representatives from Salt Lake county. The firm has offices on the fourth floor of the D. F. Walker building, and will practice in all the courts of Utah.

THE PRETTIEST STORE IN SALT LAKE

We are in our new store on upper Main street, and invite our friends to visit the store of today. They were in china, glassware, silverware in the west.

We thank you for your patronage in the past, and cordially invite you to visit "The Store of Today" CALLAWAY, ROOPE & FRANCIS, 66 Upper Main Street.

Opening Ball, Saltair, April 2.

FUNERAL NOTICE.

The funeral of Jens C. Jorgensen, aged 60 years, a native of Denmark, will be held Sunday at 2 p. m. from the funeral chapel of Joseph William Taylor, 21 South Temple street. Friends are invited to attend. Interment at city cemetery.

The funeral of Mrs. Whitner, wife of Dr. H. A. Whitner, was held from the residence, 445 east Brigham street, today at 2 p. m. Interment at Mt. Olivet.

Funeral services of Mrs. Pearl Packard Owen will be held from the residence, 48 east Sixth street, Sunday at 2 p. m. Friends invited to attend. Interment in the city cemetery.

Funeral of Pearl E. Petersen, who died March 25, 1909, at the residence of Mrs. Hattie G. Higham, was held Saturday at 2 p. m. from S. M. Taylor & Co.'s chapel.

The funeral of the late Mrs. Shoshia S. L. Hazen was held today at 1:30 p. m. from the Center ward chapel.

The funeral of Madonna Gregory, who died March 24, 1909, was held today at 2 p. m. from the residence of B. F. Squibbs, 191 Twelfth east street.

The funeral of the late Mrs. Caroline Briggs will be held Sunday, March 28, at 11:30 a. m. from the Emerson ward chapel. The body may be viewed at the residence, 169 south Ninth east, Sunday morning, from 10 until 11 o'clock.

DIED.

HALLIKIM.—In this city, March 26, 1909, Gertrude Hallikim, of Topeka, Utah, aged 77 years, 1 month and 23 days.

Funeral services were held from O'Donnell & Co.'s funeral chapel, 290-271 south West Temple street today at 2 p. m. Interment at Mt. Olivet cemetery.

FOSTER.—At 825 Simond avenue, March 26, 1909, of paralysis, Hannah Foster, wife of Michael Foster, born July 5, 1841, in Sunderland, England. Funeral services Sunday, at 12 noon.

Funeral services Sunday, at 12 noon.

Hamilton's

Smart Shop

The Easter Models In

Gowns, Hats, Suits & Coats

Are the Standard of Fashion

Fashion points develop in the simplicity of our goods and above all, a perfect fitted TAILOR-MADE SUIT.

The difference in Price results from the richness of material and the workmanship of Tailoring. "We sell the Custom Tailored-made Garment."

Waist Department

Some clever new ideas in the Tailored Street Waists.

The hand-made Blouse and the always ready, dainty Lingerie is just as much in vogue.

All the new materials shown.

Neckwear this season is one of the most important features of Dress and we show a most attractive line.

Correct Dress for Women

216 SOUTH MAIN ST